

Attorney Docket No. 22638-101373

532 Rec'd PCT/PTC 25 SEP 2000

PATENT #3 1/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service as first class mail, under 37 C.F.R. §1.8, on September 21, 2000 and is addressed to: Box Missing Parts, Assistant Commissioner of Patents, Washington, D.C. 20231.

Peter J. Manso
Peter J. Manso, Reg. No. 32,264

September 21, 2000
September 21, 2000
Mailing Date

In re Application of:	Ostgaard
U.S. Serial No.:	09/486549
Filing Date:	February 25, 2000
International Filing Date:	May 8, 1998
International Application No.:	PCT/NO98/00232
Title:	SAFETY BOX/INCINERATION CONTAINER FOR USED SYRINGES

Box Missing Parts
Assistant Commissioner of Patents
Washington, D.C. 20231

September 21, 2000

TRANSMITTAL

Sir:

Transmitted herewith are the following documents and fee:

1. Response;
2. A check in the amount of \$ 190.00 for two month extension of time fee; and
4. Return Receipt Postcard.

____ Please charge to my Deposit Account No. _____ with the filing fee in the amount of _____. Please change any deficiency or credit of overpayment to Deposit Account No. _____. This sheet is attached in duplicate.

10/02/2000 AGIZAW 00000005 09486549

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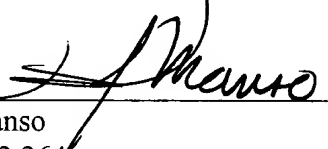
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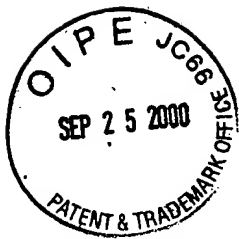
- ☒ A check in the amount of \$190.00 is attached for two month extension of time fee. Please charge any deficiency in extension of time fee payment or credit any overpayment to Deposit Account No. 50-0951/22638-101373.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees, including any and all filing fees and extension of time fees, concerning this communication or other communications involving this application, or to credit any overpayment to Deposit Account No. 50-0951/22638-101373. This sheet is attached in duplicate.
- ☒ Any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims.
- ☒ Any additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 50-0951/22638-101373. This sheet is attached in duplicate.
- ☒ Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
- ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b)
- ☒ Any filing fees under 37 CFR 1.16 including fees for presentation of extra claims.

Respectfully Submitted,

Date: September 21, 2000


Peter J. Manso
Reg. No. 32,264

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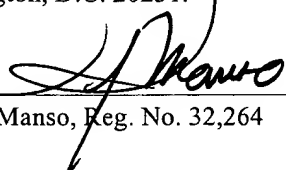


Attorney Docket No. 22638-101373

PATENT

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Title:	SAFETY BOX/INCINERATION CONTAINER FOR USED SYRINGES

Box Missing Parts
Assistant Commissioner of Patents
Washington, D.C. 20231

September 21, 2000

Sir:

RESPONSE

This is responsive to the Notification of Missing Requirements communication mailed on May 23, 2000 in connection with the above-identified application for U.S. patent. Submitted herewith are the following documents:

1. Executed Declaration for Utility or design patent by inventor;
2. Executed Statement Claiming Small Entity Status;


3. Copy of Notification of Missing Requirements communication; and
4. Self-addressed, postage pre-paid, return postcard.

Respectfully submitted,

By and For
Akerman, Senterfitt & Eidson, P.C.

Dated: September 21, 2000

Akerman, Senterfitt & Eidson, P.A.
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UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

Address: ASSISTANT COMMISSIONER FOR PATENTS

Box PCT

Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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09/486549

OSTGAARD

O

AKERMAN SENTERFITT
LAS OLAS CENTRE II
350 EAST LAS OLAS BOULEVARD SUITE 1600
FORT LAUDERDALE, FL 33301 4200

INTERNATIONAL APPLICATION NO.

PCT/NO98/00232

I.A. FILING DATE

PRIORITY DATE

08 MAY 98

27 AUG 97

DATE MAILED: 08 MAY 1998

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☐ a Designated Office (37 CFR 1.494),

☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☐ a non-English language.

☒ English.

☐ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☒ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Verified Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☒ Other: PCT/RO/101

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☐ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☐ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed:

☒ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Barbara Campbell

Telephone: 703-305-3631



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/486549	OSTGAARD	10191/1313
INTERNATIONAL APPLICATION NO.		
PCT/NO98/00232		
I.A. FILING DATE	PRIORITY DATE	
08 MAY 98	27 AUG 97	
DATE MAILED: 03 MAY 2000		

AKERMAN SENTERFITT
LAS OLAS CENTRE II
350 EAST LAS OLAS BOULEVARD SUITE 1600
FORT LAUDERDALE, FL 33301 4200

NOTIFICATION OF A DEFECTIVE OATH OR DECLARATION

This application fails to contain an oath or declaration acceptable under 35 U.S.C. 371 (c)(4) for entry into the national stage in the United States of America. The period within which to correct these requirements and avoid abandonment is set in the accompanying Office action.

A new oath or declaration, identifying this application by the international application number and international filing date is required. The oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:

1. ☒ is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
2. ☐ does not identify the specification to which it is directed.
3. ☐ does not identify the inventor(s).
4. ☐ does not identify the citizenship of each inventor.
5. ☐ does not state the person making the oath or declaration believes the named inventor or inventors to be the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought.

FAILURE TO SUBMIT AN OATH OR DECLARATION IN COMPLIANCE WITH 37 CFR 1.497(a) AND (b) WITHIN THE TIME PERIOD SET WILL RESULT IN FAILURE TO ENTER THE NATIONAL STAGE AND THE ABANDONMENT OF THE APPLICATION.

Additionally, the oath or declaration does not comply with 37 CFR 1.63 in that it:

1. ☐ does not identify the city and state or city and foreign country of residence or each inventor.
2. ☐ does not state that the person making the oath or declaration:
 - a. ☐ has reviewed and understands the contents of the specification, including the claims, as amended by any amendment specifically referred to in the oath or declaration.
 - b. ☐ acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.
3. ☒ does not identify the foreign application for patent or inventor's certificate on which priority is claimed pursuant to 37 CFR 1.55, and any foreign application having a filing date before that of the application on which priority is claimed, by specifying the application serial number, country, day, month, and year of its filing.
4. ☐ does not state that the person making the oath or declaration acknowledges the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and filing date of the continuation in part application which discloses and claims subject matter in addition to that disclosed in the prior application (37 CFR 1.63(d)).

Barbara Campbell

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